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11 Attorneys for Plaintiff PACIFIC BUILT, INC.

12 UNITED STATES DISTRICT COURT

13 DISTRICT OF NEVADA

14 In Re COMPLAINT OF PACIFIC BUILT,  
15 INC. as owner of the Vessel LARC 5B for  
16 exoneration from or limitation of liability,

17 Plaintiff.

Case No.: 3:18-cv-00367-MMD-WGC

**STIPULATION AND ORDER FOR  
RELEASE OF FUNDS IN COURT  
REGISTRY AND DISMISSAL OF  
ACTION**

18  
19  
20  
21 Petitioner Pacific Built, Inc. and claimant Andrew Morghen, stipulate as follows:

22 1. Pacific Built and Morghen have agreed upon a settlement of Morghen's claims  
23 against Pacific Built and the Second Judicial District Court of the State of Nevada has entered  
24 an Order finding that settlement to be in good faith for the purposes of NRS 17.245.

25 2. Under the settlement, plaintiff Morghen is entitled to the funds presently held in  
26 the Court's Registry as the Limitation Fund in this matter, including all interest earned on those  
27 funds while in the Court's Registry.  
28

3. Under the settlement, Morghen is entitled to dismissal with prejudice of Pacific Built's Complaint in Limitation as to him only. All other potential claimants having been defaulted (see ECF 17), dismissal as to Morghen terminates this action.

4. Pacific Built and Morghen request that the Court enter the Order which appears below.

DATED: July 3, 2019

BULLIVANT HOUSER BAILEY PC

By /s/ Andrew B. Downs

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Attorneys for Plaintiff PACIFIC BUILT, INC.

DATED: July 3, 2019

BRADLEY, DRENDEL & JEANNEY

By /s/ Mark Wenzel\* (by e-mail auth. ABD)

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Attorneys for Claimant ANDREW MORGHEN

**ORDER**

The parties having stipulated, and good cause appearing,

IT IS HEREBY ORDERED:


1. The Clerk is directed to release the \$88,360 on deposit in the Court's Registry under Receipt number 4234 dated August 16, 2018, plus all interest earned on that sum, to "Bradley, Drendel & Jeanney, As Trustees."

1           2.       The Complaint for Limitation of or Exoneration From Liability of Pacific Built,  
2 Inc. will be dismissed with prejudice as to claimant Andrew Morghen. This dismissal will not  
3 affect the defaults taken as shown in ECF 17 in this matter.

4           3.       The Clerk will close this matter.

5           IT IS SO ORDERED.

6 DATED: July 3, 2019

7  
8   
9 \_\_\_\_\_  
United States District Judge

10 4811-8004-8027.1